

# Kentucky Board of Medical Licensure Newsletter

Hurstbourne Office Park, 310 Whittington Parkway, Suite 1B, Louisville, Kentucky 40222

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Fall, 2000

Danny M. Clark, M.D., President

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## Physician Assistant/Supervising Physician Privileges

At its September 2000 meeting, the Board reviewed the responsibilities of physicians who serve as supervising physicians for physician assistants. If you are a supervising physician, 201 KAR 9:175 Section 7 requires,

*A supervising physician to submit an application to the Board for each physician assistant he/she wishes to employ. The physician must submit a completed application and fee and denote the name of one or more alternate supervising physicians who agree in writing to accept responsibility of supervising the physician assistant in the supervising physician's absence. A supervising physician may not allow a physician assistant to begin working until tentative approval has been given to him/her by the Board. The physician must be licensed in Kentucky and in good standing and the physician assistant must also be certified in Kentucky.*

The Board wishes to bring this requirement to the attention of all supervising physicians in order to avoid any potential problems that the physician has violated the statute.

## Renewal of Medical License for 2001

The 2001 annual renewal forms will be mailed in December. The \$125.00 renewal fee is due by March 1, 2001. Late registration (after March 1, but before April 1) may be made by an additional \$50.00 penalty fee. Should you fail to register before the April 1, 2001 deadline, your license will automatically become inactive and subsequent practice in Kentucky will be considered the unauthorized practice of medicine or osteopathy. Anyone registering after the April 1 deadline will be imposed an additional \$100.00 fee.

Each year all physicians who wish to maintain their Kentucky medical/osteopathic license are required to complete a renewal application. The application instructs the applicant to answer a series of questions pertaining to a number of topics, including criminal convictions, disciplinary actions, drug and alcohol problems, etc. When completing the application, the physician should be mindful of the following points:

1. The applicant is not required to rehash his/her entire history. The instructions on the application direct the applicant to disclose information only about events, which occurred since they last applied to renew their license. In most cases applicants need only to provide information about events which occurred in the past 12 months. It is not necessary to report events that have been previously reported.
2. Be honest. Each time a physician answers "yes" to a question on the application, he or she is required to submit an explanation of the circumstances which gave rise to that disclosure. The Board and/or its staff then review the information provided by the applicant. In most cases submitting a "yes" answer will not result in any disciplinary action against the applicants license. It is much more likely that failure to answer the question accurately will result in action against the physician.
3. Some information is confidential. The information contained on the first two pages of the renewal application is considered public information. Answers to questions may be considered by the Board and may be disclosed in any contested case proceeding, including a Show Cause proceeding, or an appeal of a licensing decision based upon them. The questions pertaining to drug and alcohol abuse and to physical and mental health issues comply with the American Disability Act.

## Election of Officers

At the September meeting, the Board elected officers for the coming year. Danny M. Clark, M.D., of Somerset was re-elected as President, Preston P. Nunneley, M.D., of Lexington was re-elected as Vice President and Kathie E. Grisham, Esq., of Covington was re-elected as Secretary.

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## Continuing Medical Education (CME)

The Board is in the process of auditing physicians regarding the completion of the 60-hour CME requirement for the cycle January 1, 1997 – December 31, 1999. To date, 431 physicians have been audited. The Board will continue to audit physicians who reported on their 2000 renewal that they completed the CME requirement.

If you are audited, you will be asked to submit copies of documentation for Category I courses and a copy of a certificate for an HIV/AIDS course that has been approved by the Kentucky Cabinet for Health Services. Please do not send any CME documentation unless you are contacted. Physicians who fail to meet the CME requirement will have their licenses suspended until such time they can meet this requirement.

## HIV/AIDS CME Requirement

From recent audits it appears that some physicians are not clear as to the HIV/AIDS requirement. By statute physicians wishing to maintain an active license in the state must obtain two hours of approved HIV/AIDS training every three years. This course must be approved by the Cabinet for Health Services and may be applied toward the required 60 hours of CME. Please contact Ms. Janet English, Cabinet for Health Services, (502) 564-6539 to obtain a list of approved HIV/AIDS courses.

## 2000 Medical Directory Available

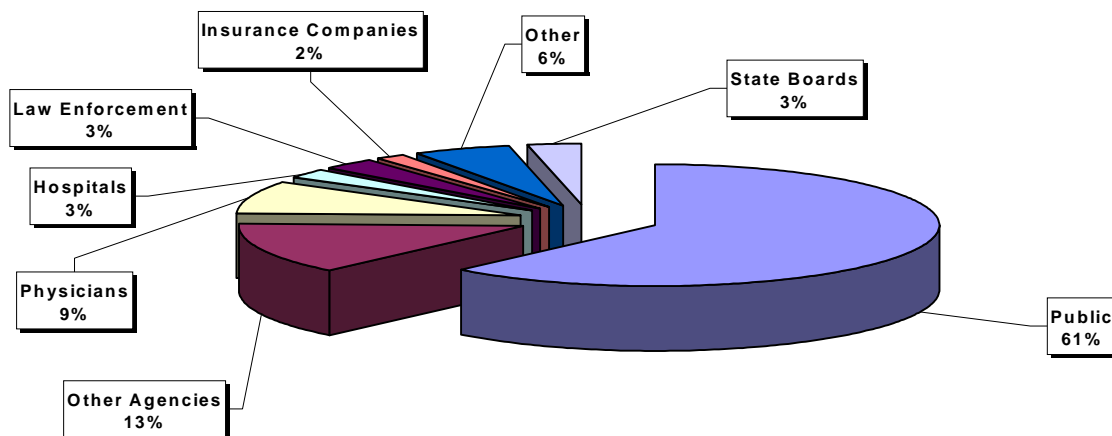
The 2000 Kentucky Medical Directory is now available. This publication is available in two volumes. Volume I is an alphabetical listing of all physicians currently registered in Kentucky and Volume II is a listing by county. Each volume contains the names and practice addresses, office telephone numbers if available, license number and specialty based on information provided by the physician.

The cost of each publication is \$15.90 (includes KY sales tax) plus an additional \$4.00 for each volume ordered for shipping and handling. To order your copy, please send your request with a check for the proper amount to the Board's office.

## Next Meeting of the Board

The next meeting of the Board is scheduled for Thursday, December 14, 2000, at its headquarters office. The meeting will begin at 9:30 a.m. Any requests to be included on the Board agenda must be received by this office not later than two weeks prior to the meeting date.

**Source of Grievances FY 2000**



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## **Final Disciplinary Actions**

### **Bill E. Barnett, II, M.D., #19443, Boyle Co.**

Agreed Order of Indefinite Restriction entered into 09-07-00. No prescribing/dispensing/utilization of controlled substances to self or family; prescribing/dispensing utilization of controlled substances limited to in-hospital patients.

### **Warren M. Cox, IV, M.D., #24435, Jefferson Co.**

Order of Revocation issued 09-15-00.

### **Halbert B. Dodd, M.D., #20439, Union City, TN**

Order Denying Application for Registration issued 08-29-00.

### **James W. Dunn, M.D., #15027, Taylor Co.**

Agreed Order of Revocation, Probated; Agreed Order of Suspension issued 08-11-00. License revoked with revocation probated for 5 yr. period. License suspended until Panel approves reinstatement.

### **Patrick C. Finney, M.D., #35073, McCracken Co.**

Agreed Order of Probation entered into 07-24-00 placing license on probation for 5 yrs. Terms and conditions include no prescribing, dispensing or utilization of controlled substances until approved by Panel, surrender of DEA permit, continuing medical education (CME) required before request for reinstatement of prescribing privileges and/or DEA permit will be considered, subject to urine screens, must maintain contractual relationship with Impaired Physicians Program (IPP).

### **Gary L. Higgason, M.D., #22759, Fayette Co.**

Order Amending Agreed Order of Probation entered 09-07-00. License to remain on probation until 08-20-03. Terms and conditions include contractual relationship with IPP, random biological testing, continued therapy and maintenance of controlled substances log, with log subject to review.

### **Johan N. Jensen, M.D., #14363, Jefferson Co.**

Agreed Order of Probation entered into 07-13-00 placing license on probation for a period of 2 yrs. Terms and conditions include no prescribing, dispensing or utilization of controlled substances until approved by Panel, CME required before request for reinstatement of prescribing privileges will be considered, fine assessed.

### **Thomas J. Moore, M.D., #22596, Whitley Co.**

Agreed Order of Probation entered into 09-01-00 placing license on probation for a period of 5 yrs. Terms and conditions include prescribing/dispensing/ utilization of controlled substances to in-hospital patients only, contractual relationship with IPP, participation in therapy and AA, random biological screens, practice limited to 20 hr. office work schedule.

### **Allen Oladinni, M.D., #31696, Murfreesboro, TN**

Agreed Order of Surrender entered into 09-07-00.

### **Nikhil S. Parulekar, D.O., #02630, Whitley/Knox Co.**

Agreed Order of Surrender entered into 07-18-00. Order Denying Petition for Reinstatement issued 09-15-00.

### **Michael D. Perkins, M.D. #19098, Whitley Co.**

Order Amending Agreed Order of Probation issued 09-15-00. May not prescribe/ dispense/administer controlled substances, Nubain, Stadol, Soma or Fioricet, must submit to neuropsychological and psychiatric evaluations, restricted from solo practice of medicine, must complete specific CME.

### **Gregory F. Pick, D.O., #02090, Greenup Co.**

Agreed Order of Surrender entered into 08-22-00; license surrendered in lieu of revocation.

### **David H. Procter, M.D., #19140, Greenup Co.**

Agreed Order of Surrender entered into 08-17-00; license surrendered in lieu of revocation.

### **Bernd Raphael, M.D., #32893, Trimble Co.**

Agreed Order entered into 09-15-00 to remain in effect for 5 yr. period. Physician must complete CME and maintain a controlled substances log, with log subject to review.

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**Bienvenido Santa-Teresa, M.D., #17504, Estill Co.**

Agreed Order of Surrender entered into 08-17-00; license surrendered in lieu of revocation.

**Raymond L. Stalker, M.D., #24652, Fayette Co.**

Order Reinstating License; Order of Indefinite Restriction issued 09-19-00. Physician may not return to practice until practice location approved by Inquiry Panel.

**C. Tinsley Stewart, M.D., #22497, Jefferson Co.**

Order Amending Agreed Order of Indefinite Restriction issued 09-15-00. License remains restricted for an indefinite period. Terms and conditions include maintaining contractual relationship with IPP, participation in AA and therapy, random biological screens, must maintain log of controlled substances prescribed/dispensed/utilized, with log subject to review.

**Abdul R. Tak, M.D., #21223, Jefferson Co.**

Order Terminating Agreed Order issued 07-19-00.

**The Board also took action against the following paramedic:****Patrick I. Parks, EMT-P, #1524P, Jefferson Co.**

Order of Revocation issued 09-15-00.

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**New Data Bank Goes on Line**

Think there are enough folks out there keeping rack of physicians? Well, think again and add another acronym to your vocabulary. With the passage by congress of Health Insurance Portability and Protection Act of 1996, a new data bank was created. Meet HIPDB: Healthcare Integrity and Protection Data Bank. Reporting to HIPDB was mandated to begin November 1, 1999; reports dating back to 1996 must be reported retroactively.

While there are some similarities to the National Practitioner Data Bank (NPDB), there are several important differences. The charts below provide a comparison between the two data banks.

Comparison of Current NPDB and New HIPDB Reporting Requirements		
Type of Action	NPDB	HIPDB
Licensure actions	Physicians/dentists	All licensed health care practitioners, suppliers, and providers
Clinical privileges (including panel membership)	Physician/dentists Voluntary on other licensed providers	Not collected
Professional society membership	Physicians/dentists Voluntary on other licensed providers	Not collected
Medical malpractice payments	All licensed providers	All licensed health care practitioners, suppliers, and providers
Medicare/medicaid exclusions	All licensed providers	All licensed health care practitioners, suppliers, and providers
Criminal convictions (health care related)	Not collected	All licensed health care practitioners, suppliers, and providers
Civil judgments	Not collected except malpractice	All licensed health care practitioners, suppliers, and providers
Other adjudicated actions	Not collected	All licensed health care practitioners, suppliers, and providers

**Who Reports and Who Queries – NPDB vs. HIPDB****HPDB****Mandated reporting organizations:**

Medical malpractice payers  
Hospitals  
Other health care entities (including managed care)  
State medical and dental boards  
Professional societies  
HHS Office Of Inspector General (exclusions)

**Organizations mandated to query:**

Hospitals

**Organizations who may voluntarily query:**

Other health care entities (including managed care)  
State medical and dental boards  
Other state practitioner licensing boards  
Professional societies

**HIPDB****Mandated reporting organizations:**

Health plans  
Federal agencies  
State agencies

**Organizations mandated to query:**

None

**Organizations who may voluntarily query:**

Health Plans  
Federal Agencies  
State Agencies

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## Kentucky Board of Medical Licensure Status Report FY 1999/2000

### Meetings Held

Board of Medical Licensure	4
Inquiry/Hearing Panels	12
Physician Assistant Advisory Committee	4
State Council on Athletic Trainers	4

### Services Provided

Physicians Registered In State	8,482
Physicians Registered Out of State	3,195
Applications for Licensure Reviewed	1,123
New Medical Licenses Issued	833
New Osteopathic Licenses Issued	44
Temporary Permits Issued	608
Limited Licenses Renewed	18
Fellowship Training Limited Licenses Issued	19
Institutional Practice Limited Licenses Issued	61
Applications Denied	12
Active Paramedics in State	1,396
New Paramedics Certified	177
Paramedics Recertified	573
Active Physician Assistants Certified	448
New Physician Assistants Certified	80
Active Athletic Trainers Certified	278
New Athletic Trainers Certified	34

### Disposition of Grievances and Disciplinary Actions Taken

Grievances Received	199
Grievances Investigated	125
Grievances Pending	98
Malpractice Cases Reviewed	42
Licenses on Probation	37
Licenses on Supervision	43
Disciplinary Proceedings Initiated	44
Complaints Issued	17
Show Cause Orders	2
Emergency Orders of Suspension	6
Emergency Orders of Restriction	1
Disciplinary Hearings Held	9
Licenses Probated	12
Revoked	5
Suspended	1
Restricted	5
Surrendered	9
Letters of Agreement	9

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## Report Your Change of Address

KRS 311.586 requires you to immediately notify the Board when you change office mailing addresses. Please note, office mailing addresses provided to the Board must be street addresses, and post office box addresses will no longer be acceptable. If you fail to file notification with this office, you may not receive important correspondence, including your annual renewal mailings and wallet card. *If your practice address is different than the address on this newsletter, please use the form provided below to indicate your practice address and return to the Board.* In the future, your practice address will be used in the Kentucky Medical Directory.

### Kentucky Board of Medical Licensure Change of Address Notice (Please Print or Type Information)

Date: \_\_\_\_\_ KY License Number: \_\_\_\_\_

Name: \_\_\_\_\_  
(last) (first) (middle)

Mailing Address: \_\_\_\_\_

Street: \_\_\_\_\_

City, State & Zip: \_\_\_\_\_

Office Telephone: (        ) \_\_\_\_\_

E-Mail Address: \_\_\_\_\_

Practice Address If Different From Mailing Address:

Street: \_\_\_\_\_

City, State & Zip: \_\_\_\_\_

KY Practice County: \_\_\_\_\_

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Louisville, KY 40222

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